

**ENTERED**

September 26, 2016

David J. Bradley, Clerk

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

DIAGEO NORTH AMERICA, INC.,

Plaintiff,

v.

MEXCOR, INC. *and* EJM  
INVESTMENTS, LLC,

Defendants.

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Civil Action No. H-13-856

ORDER

Pending before the Court is Plaintiff Diageo North America, Inc.'s Motion for Contempt (Document No. 239). Since the filing of the motion for contempt, the United States Court of Appeals for the Fifth Circuit issued an opinion vacating portions of the permanent injunction (Document No. 225) this Court had previously issued in this case. Accordingly, the Court hereby

**ORDERS** that Diageo North America, Inc.'s Motion for Contempt (Document No. 239) is **DENIED WITHOUT PREJUDICE**.

SIGNED at Houston, Texas, on this 26 day of September, 2016.



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DAVID HITTNER  
United States District Judge